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T-208 P.002/013 F-487

NOV 25 2003

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Atty. Dkt. No. 033948-0102

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: GARDNER, David K. and  
LANE, Michelle T.

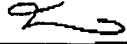
Title: MAMMALIAN GAMETE AND EMBRYO  
CULTURE MEDIA SUPPLEMENT AND  
METHOD OF USING SAME

Appl. No.: 09/877,395

Filing Date: 06/08/2001

Examiner: J. Eric Angell

Art Unit: 1635

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
Mark A. Kassel	
(Printed Name)	
	
(Signature)	
November 25, 2003	
(Date of Deposit)	

**COMMUNICATION**

**VIA FACSIMILE - (703) 872-9306**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

A recent check of the PAIR system, with confirmation by the Examiner, indicated that the Amendment and Response filed on August 13, 2003, was not received by the Patent Office. Enclosed please find a copy of the Amendment and Response as filed, together with a copy of the postcard receipt showing that the Amendment and Response was received by the Patent Office on August 18, 2003. Applicants respectfully request that this Amendment and Response be entered into the file and acted upon as soon as possible. If the Examiner has any questions regarding this matter, he is requested to contact the undersigned at the address below.

USSN 09/877,395

Applicants believe no fee is due for this submission, however, the Commissioner is hereby authorized to charge any fees due in connection with this submission to Deposit Account No. 50-2350. A duplicate copy of this Communication is enclosed for such purposes.

Respectfully submitted,

Date November 25, 2003By 

FOLEY & LARDNER  
Customer Number: 23524

**23524**

PATENT TRADEMARK OFFICE

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Mark A. Kassel  
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Serial No.: 09/877,395

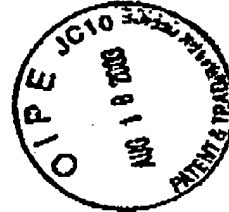
Applicants: David K. GARDNER et al.

Filed: June 8, 2001

Title: MAMMALIAN GAMETE AND EMBRYO  
CULTURE MEDIA SUPPLEMENT AND  
METHOD OF USING SAME

Date Mailed: August 13, 2003

[X] Amendment and Reply Under 37 CFR 1.111  
(duplicate pages 1 and 2 and the signature  
page)

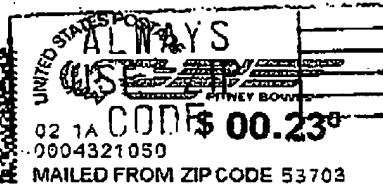


DOCKET NO.: 033948-0102 Atty.: MMAN

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Michelle Manning  
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**COPY**

Atty. Dkt. No. 033948-0102

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant: GARDNER, David K. and LANE,  
Michelle T.Title: MAMMALIAN GAMETE AND  
EMBRYO CULTURE MEDIA  
SUPPLEMENT AND METHOD  
OF USING SAME

Appl. No.: 09/877,395

Filing Date: 06/08/2001

Examiner: J. Eric Angell

Art Unit: 1635

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.  <u>Michelle Manning</u> (Printed Name)  <u>[Signature]</u> (Signature)  <u>August 13, 2003</u> (Date of Deposit)
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**AMENDMENT AND REPLY UNDER 37 CFR 1.111**Mail Stop NON-FEE AMENDMENT  
Commissioner for Patents  
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Alexandria, Virginia 22313-1450**RECEIVED  
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NOV 25 2003

**OFFICIAL**

Sir:

This is a reply to a Non-Final Office Action mailed July 1, 2003, in relation to the above-referenced patent application. The three-month shortened statutory period for response to the Office Action is set to expire October 1, 2003. Accordingly, this response is timely filed.

The Patent Office is hereby authorized to charge any additional fees required for this filing or credit any overpayment to Deposit Account No. 50-2350. For the purpose of charging or crediting said deposit account, duplicates of pages 1 and 2 and the signature page of this response are submitted herewith.

**Amendments to the Specification being on page 3 of this document.**

Atty. Dkt. No. 033948-0102

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this document.

**Remarks/Arguments** begin on page 8 of this document.

Please cancel claims 10 and 26-29 without prejudice to Applicants' rights to prosecute these claims in a timely-filed continuation application. Please amend the application as follows:

**FOLEY LARDNER**  
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TO:	PHONE #:	FAX #:
Examiner J. Eric Angell US Patent and Trademark Office		(703) 872-9306

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